

NATURE OF CHARGE: Adulteration, Section 501 (b), the article purported to be, and was represented as "Isopropyl Alcohol Rubbing Compound," a drug the name of which is recognized in the National Formulary, an official compendium, and its strength differed from the official standard since it contained less than 68 percent isopropyl alcohol.

Misbranding, Section 502 (a), the label statement "Isopropyl Alcohol 70%" was false and misleading.

DISPOSITION: September 11, 1950. Default decree of condemnation and destruction.

3256. Adulteration and misbranding of prophylactics. U. S. v. 44 Gross * * * .
(F. D. C. No. 29244. Sample No. 53619-K.)

LABEL FILED: On or about June 12, 1950, Southern District of Texas.

ALLEGED SHIPMENT: On or about May 1, 1950, by the Dean Rubber Mfg. Co., from North Kansas City, Mo.

PRODUCT: 44 gross of *prophylactics* at Mercedes, Tex. Examination of samples showed that 2.6 percent were defective in that they contained holes.

LABEL, IN PART: "Dean's Peacock Reservoir Ends."

NATURE OF CHARGE: Adulteration, Section 501 (c), the quality of the article fell below that which it purported or was represented to possess.

Misbranding, Section 502 (a), the label statements "An Aid In Preventing Venereal Disease * * * Tested * * * For Your Protection" were false and misleading as applied to an article containing holes.

DISPOSITION: July 12, 1950. Default decree of condemnation and destruction.

DRUGS AND DEVICES ACTIONABLE BECAUSE OF FALSE AND MISLEADING CLAIMS

DRUGS FOR HUMAN USE*

3257. Misbranding of Elemin and G & J Formula No. 701. U. S. v. 4 Bottles, etc.
(F. D. C. No. 29685. Sample Nos. 75737-K, 75738-K.)

LABEL FILED: August 11, 1950, Western District of Wisconsin.

ALLEGED SHIPMENT: On or about September 28, 1949, by the G & J Distributors, from Berkeley, Calif.

PRODUCT: 4 700-tablet bottles of *Elemin* and 4 350-tablet bottles and 1 100-tablet bottle of *G & J Formula No. 701* at Milton, Wis., together with quantities of accompanying printed matter. The printed matter consisted of booklets entitled "Facts You Should Know" and "Food For Health," a letter dated March 22, 1949, headed "To all Dealers and Distributors," and leaflets entitled "Minerals For Health," "Did You Know That," and "Mineral Chart."

LABEL, IN PART: (Bottles) "Elemin As A Source Of The Minerals Iron And Iodine Contains: Iodine and Iron as naturally present in dehydrated kelp, iron gluconate and a Sedimentary Mineral Deposit" and "G & J Formula No. 701 Vitamins Each 3 tablets will supply: Vitamin A (Fish Liver Oils) 5000 U. S. P. Units Vitamin D (Irradiated Ergosterol) 1000 U. S. P. Units Vitamin B₁ (Thiamin Hcl and Yeast) 3.0 Mg. Vitamin B₂ (Riboflavin) 2.0 Mg. Vitamin B₆ (Pyridoxine Hcl) 1.0 Mg. Vitamin C (Ascorbic Acid) 50.0 Mg. Vitamin E (Alpha Tocopherol) 3.0 Mg. Niacin 20.0 Mg. Calcium Pantothenate 5.0 Mg. Concentrated Beef Liver Extract 65.0 Mg."

*See also Nos. 3249, 3251, 3253-3256.

NATURE OF CHARGE: Misbranding, Section 502 (a), certain statements in the accompanying printed matter were false and misleading since the articles were not effective for the purposes stated and implied. The statements represented that the articles were effective to prevent and correct tuberculosis, rickets, acidosis, headaches, asthma, congestion, indigestion, kidney disorders, nervousness, skin diseases, underweight, constipation, infection, obesity, low vitality, impatience, neuritis, skin disease, anemia, many degrees of eye trouble, nervous diseases, paralysis, muscular diseases, loss of weight, underdeveloped bones and teeth in children, mental slowness, bad nerves, mental depression, stomach ulcer, bone deformities, bad teeth, fatigability, behavior disturbances, nonadaptability, chronic gastritis, hyperacidity, diabetes, overweight, arthritis, heart diseases, lumbago, gland trouble of all sorts, reduced resistance to other diseases, severe colds, rheumatic heart diseases, bad blood, biliousness, slow digestion, stomach gas, heart palpitation and many other troubles caused by an overworked liver, poor memory, mental fatigue, catarrh, hardening processes, iron insufficiency, old-age deposits, neurasthenia, piling up of impurities, failure of liver to handle its materials, pain, pyorrhea, auto-intoxication, excess fat, pimples, failure of sores to heal, liver disorders, restlessness, toxic conditions, undue accumulation of waste matter, bad eyesight, baldness, gray hair, bad complexion, rundown weakened condition, poor resistance, sterility, lameness, and poor joints.

DISPOSITION: September 26, 1950. Default decree of forfeiture and destruction.

3258. Misbranding of Blanche Dunlap's massage cream and Mor-Hair scalp treatment. U. S. v. 44 Bottles, etc. (F. D. C. No. 29379. Sample Nos. 67731-K to 67733-K, incl.)

LIBEL FILED: July 5, 1950, District of Utah.

ALLEGED SHIPMENT: On or about March 15, 1950, by Blanche Dunlap, Inc., Brown Palace Hotel Beauty Sales, from Denver, Colo.

PRODUCT: 44 4-ounce bottles of *Blanche Dunlap's massage cream*, and 10 cartons, each containing 2 4-ounce bottles and 1 4-ounce jar, of *Mor-Hair Scalp Treatment* at Salt Lake City, Utah, together with a number of leaflets entitled "The Mor-Hair Scalp Treatment."

RESULTS OF INVESTIGATION: The leaflet was received by the consignee from Blanche Dunlap, Inc., about four years previous to the seizure of the scalp treatment.

Analyses showed that the *Blanche Dunlap's massage cream* consisted essentially of castor oil, glycerin, and isopropyl alcohol, and that the *Mor-Hair scalp treatment* consisted essentially of the following: ("Trick 1") kerosene and saponifiable oils, such as olive oil and castor oil; ("Trick 2") creosote, mineral oil, and saponifiable oils; and ("Trick 3") petrolatum, with a small proportion of saponifiable oil.

LABEL, IN PART: (Bottle) "Blanche Dunlap's Massage Cream"; (carton) "Mor-Hair Scalp Treatment"; (bottle) "Blanche Dunlap's Trick 1" [or "Trick 2"]; and (jar) "Blanche Dunlap's Trick 3."

NATURE OF CHARGE: *Blanche Dunlap's massage cream.* Misbranding, Section 502 (a), the label statements "Now something can be done to glamorize your figure. Ask about the guaranteed Breast Massage Treatment. Let us help you to get the contour you desire" were false and misleading since the article